## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESALE PRICE LITIGATION	) MDL 1456 No. 01-CV-12257-PBS  Judge Patti B. Saris
THIS DOCUMENT RELATES TO:	
State of Montana v. Abbot Labs, Inc., et al., D. Mont. Case No. CV-02-09-H-DWM	) ) )

## **NOTICE OF FILING UNDER SEAL**

To: All Counsel of Record

Please take notice that on March 22, 2007, we are filing the following materials under seal with the Clerk of the United States District Court for the District of Massachusetts on behalf of Immunex Corporation:

Exhibit 1 to Immunex Corporation's Supplemental Statement of Undisputed Material Facts in Support of Its Opposition to the State's Motion for Partial Summary Judgment: a January 2, 2001 Letter from Sigrid M. Schreiner of Immunex to Kay Morgan of First Data Bank, which has been designated as "HIGHLY CONFIDENTIAL."

Respectfully submitted,

IMMUNEX CORPORATION,

by its attorneys,

## /s/ Gary M. Ronan

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Dated: March 22, 2007.

## **CERTIFICATE OF SERVICE**

I hereby certify that on this 22nd day of March 2007, a true and correct copy of the foregoing document was served upon all counsel of record by electronic service pursuant to the District of Massachusetts's Electronic Case Filing System (CM/ECF).

/s/ Gary M. Ronan
Gary M. Ronan